

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,

Plaintiff,

v.

No. 17-cr-10180-LTS

JEREMIAH MINES,

Defendant.

PARTIALLY ASSENTED TO MOTION TO CONTINUE
FINAL REVOCATION HEARING TO WEEK OF DECEMBER 9, 2019

Defendant Jeremiah Mines, by and through the undersigned counsel, moves to continue the final revocation hearing, currently scheduled for November 13, 2019, to a date that is convenient for the Court during or after the week of December 9, 2019. As grounds therefore, counsel states that the Court granted Defendant's *Ex Parte* Motion for Authorization of Funds for Forensic Psychiatric Services on August 20, 2019. Defense counsel retained a forensic psychiatrist to conduct an independent forensic psychiatric evaluation in order to determine if, at the time of the alleged violations, Mr. Mines was able to understand the conditions of his supervision and the consequences of his actions, whether his capacity to conform his conduct to the conditions of supervision was impaired, and to identify and provide expert testimony as to mitigating factors in the event the Court finds that Mr. Mines violated the conditions of his supervision.

Although Mr. Mines has completed the forensic psychiatric examination, the forensic psychiatrist who performed the examination requires additional time to complete a written report of his findings. It would benefit Mr. Mines and the Court to obtain the results of this psychiatric evaluation prior to any final revocation hearing. Therefore, the undersigned counsel believes

that it would be appropriate to schedule a final revocation during or after the week of December 9, 2019, at which the parties may have more information concerning Mr. Mines's psychiatric status.

The undersigned counsel has conferred with U.S. Probation, which assents to this motion. U.S. Probation is available any day during the week of December 9, 2019, with the exception of December 13, 2019. The undersigned counsel attempted to confer with counsel for the government, but did not receive a response.

Dated: November 8, 2019

Respectfully submitted,

JEREMIAH MINES,

By his attorneys,

/s/ Seth B. Orkand

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CERTIFICATE OF SERVICE

I, Seth B. Orkand, do hereby certify that the foregoing document has been filed through the ECF system this 8th day of November, 2019, and will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (“NEF”).

/s/ Seth B. Orkand
Seth B. Orkand